



HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

RCE  
JW**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of a utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/778,478
Filing Date	February 7, 2001
Confirmation Number	4704
First Named Inventor	Carlo Amalfitano
Group Art Unit	2662
Examiner Name	Tsegaye, Saba
Attorney Docket Number	2479.2002-001

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 C.F.R. § 1.114**

**Note:** If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

**a. ☐ Previously submitted**

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.
- iii. ☐ Other -- ☐.

**b. ☐ Please do not enter the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.****c. ☒ Enclosed**

- i. ☒ Amendment/Reply 04/26/2005 SFELEKE1 00000071 09778478
- ii. ☐ Affidavit(s)/Declaration(s) 01 FC:1801 790.00 OP
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Petition for Extension of Time - ☐ month(s) - [separate sheet] [included in amend. fee trans.]
- v. ☒ Other -- Amendment Fee Transmittal.

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other -- ☐.

**3. Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a. ☒ A check is enclosed for the following fees in the total amount of \$790  
OR

☐ Authorization is granted to charge the following fees in the total amount of \$☐ to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) (\$790) 04/26/2005 SFELEKE1 00000071 09778478
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 790.00 OP
- iii. ☐ Amendment Fee
- iv. ☐ Other -- ☐.

- b. ☒ Authorization is hereby granted to charge any deficiency in fees or credit any overpayments to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Signature	<i>Michael J. Badzinski</i>	Registration No. (Attorney/Agent)	51,425
Name (Print/Type)	Michael J. Badzinski	Date	4/22/05

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Signature	<i>Christina McSweeney</i>	Date	4/22/05
Name (Print/Type)	Christina McSweeney		

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Carlo Amalfitano**

Application No.: **09/778,478** Group: **2662**

Filed: **February 7, 2001** Examiner: **Tsegaye, Saba**

Confirmation No.: **4704**

For: **GRADE OF SERVICE AND FAIRNESS POLICY FOR  
BANDWIDTH RESERVATION SYSTEM**

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>4/22/05</u> Date	<u>Christina McSwaney</u> Signature
<u>Christina McSwaney</u> Typed or printed name of person signing certificate	

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)		(COL. 2)		(COL. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	23	MINUS	* 23	0
INDEP	4	MINUS	** 4	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20  
\*\* not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$ 25	\$ 0
X \$ 100	\$ 0
+ \$ 180	\$ 0

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$ 50	\$ 0
X \$ 200	\$ 0
+ \$ 360	\$ 0

TOTAL = \$ 0

**Petition for Extension of Time**

- ☐ Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee of \$[ ] is included in the enclosed check.
- ☐ A [ ] month extension of time to respond to the Notice to File Missing Parts dated [ ] was filed on [ ] with payment of a \$[ ] fee
- ☐ Applicant hereby petitions for an additional [ ] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[ ] is included in the enclosed check.

**Please charge Deposit Account No. 08-0380 for the following fees:**

- |   |             |
|---|-------------|
| <input type="checkbox"/> Petition for [ ] month Extension of Time | \$ _____    |
| <input type="checkbox"/> Amendment Fee                            | \$ _____    |
| <input type="checkbox"/> Other Fees:                              | \$ _____    |
| _____   | \$ _____    |
| _____   | \$ _____    |
| TOTAL:  | \$ <u>0</u> |

**A check is enclosed in payment of the following fees:**

- |   |               |
|---|---------------|
| <input type="checkbox"/> Petition for [ ] month Extension of Time | \$ _____      |
| <input type="checkbox"/> Amendment Fee                            | \$ _____      |
| <input checked="" type="checkbox"/> Other Fees:                   |               |
| Request for Continued Examination (RCE)                           | \$ 790        |
| _____   | \$ _____      |
| _____   | \$ _____      |
| TOTAL:  | \$ <u>790</u> |

- ☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Michael J. Badzinski  
Michael J. Badzinski  
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Dated: 4/22/05